

DEC 15 2003

PTO/SB/30 (05-08)

Approved for use through 4/30/2003 OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
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Alexandria, VA 22313-1450

<i>TRADEMARK OFFICE</i>	<i>Application Number</i>	I9890,318
	<i>Filing Date</i>	July 28, 2001
	<i>First Named Inventor</i>	Oren GLOBERMAN
	<i>Art Unit</i>	3732
	<i>Examiner Name</i>	Pedro PHILOGENE
	<i>Attorney Docket Number</i>	110/02242

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. Other _____

b. Enclosed

- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/Declaration(s) iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for _____ a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

- b. Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-3419

- i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other Any additional fee required

- b. Check in the amount of \$ _____ enclosed

- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mater FENSTER	Registration No. (Attorney/Agent)	41,016
Signature		Date	December 11, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

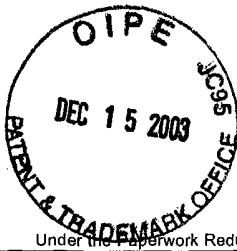
Name (Print/Type)		Date
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.

12/16/2003 NAME1 00000154 033419 09890318

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PTO/SB92 (08-00)

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Certificate of Mailing under 37 CFR 1.8

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Geraldine Gress

Reed Smith LLP
599 Lexington Avenue
29th Floor
New York, New York 10022-7650
Tel: 212-521-5400; Fax: 212-521-5450

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Applicant: Oren Globerman, et al.

Serial No: 09/890,318

Filing Date: July 25, 2001

For: EXPANDABLE ELEMENT DELIVERY SYSTEM

Enclosures: (1) RCE (2 pages); (2) Amendment Transmittal Letter (2 pages); (3) Amendment Accompanying RCE (14 pages); (4) Transmittal Of IDS (1 page); (5) First Supplementary Information Disclosure Statement (2 pages) w/IDS Citation (1 page) & cited reference; (6) Acknowledgement Postcard.

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Oren GLOBERMAN, et al.

Docket No.

110/02242

Serial No.
09/890,318Filing Date
July 25, 2001Examiner
PHILOGENE, P.Group Art Unit
3732

Invention: EXPANDABLE ELEMENT DELIVERY SYSTEM

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

- Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.
- A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	91 -	99 =	0	x \$9.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0	x \$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- No additional fee is required for amendment.
- Please charge Deposit Account No. _____ in the amount of _____.
- A check in the amount of _____ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3419
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.

Signature

Maier FENSTER Reg. No. 41,016

William H. Dippert, Esq.
Reed Smith LLP
599 Lexington Avenue, 29th Floor
New York, NY 10022-7650

Tel: (212) 521-5400

CC:

Dated: December 11, 2003

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Oren GLOBERMAN, et al.

Docket No.

110/02242

Serial No.
09/890,318Filing Date
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PHILOGENE, P.Group Art Unit
3732

Invention: EXPANDABLE ELEMENT DELIVERY SYSTEM

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TOTAL CLAIMS	91 -	99 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT -					\$0.00

- No additional fee is required for amendment.
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- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.

mst

Signature

Maier FENSTER Reg. No. 41,016

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 599 Lexington Avenue, 29th Floor
 New York, NY 10022-7650

Tel: (212) 521-5400

cc:

Dated: December 11, 2003

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Applicant : Oren GLOBERMAN et al.
Serial No : 09/890,318 Ref: 110/02242
Filed : July 25, 2001
For : Expandable Element Delivery System
Examiner : Pedro PHILOGENE . Group Art Unit: 3732

Mail Stop RCE
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED
EXAMINATION

Sir:

In response to a Notice of Allowance dated September 11, 2003, and together with a Request for Continued Examination (RCE) filed concurrently, kindly amend the application as follows: